

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

IN RE ORGANOGENESIS  
SECURITIES LITIGATION

No. 04-CV-10027 (JLT)

**LOCAL RULE 16.1(D)(3) STATEMENT**

Pursuant to Local Rule 16.1(D)(3), Donna Lopolito and her counsel hereby certify that they have conferred with the view to establishing a budget for the cost of conducting the full course and various alternative courses of the litigation, and to consider the resolution of the litigation through the use of alternative dispute resolution programs.

/s/ Donna Lopolito [JAS w/ permission]  
DONNA LOPOLITO

/s/ Jonathan A. Shapiro  
Jeffrey B. Rudman (BBO #433380)  
Jonathan A. Shapiro (BBO #567838)  
Peter J. Kolovos (BBO #632984)  
Wilmer Cutler Pickering Hale and Dorr LLP  
60 State Street  
Boston, Massachusetts 02109  
(617) 526-6000

Dated: April 24, 2006

**CERTIFICATE OF SERVICE**

I, Kimberly Friday, hereby certify that a true copy of this Local Rule 16.1(D)(3) Statement, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on April 24, 2006.

/s/ Kimberly Friday  
Kimberly Friday